

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

BONNA CANNON and MATTHEW
WHITNEY, individually and as natural
parents of C.W., a minor,

Plaintiffs,

v.

JBS USA, LLC d/b/a "JBS Swift &
Company," a foreign corporation,

Defendant.

NO. CV -09-3066- LRS

STIPULATION AND
ORDER OF DISMISSAL

STIPULATION

All the parties hereto, by and through their respective attorneys of record,
hereby stipulate to the following:

STIPULATION AND ORDER OF
DISMISSAL- 1

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1 (1) All claims asserted by all parties to this action should be
2 dismissed, without prejudice, and without award of costs to any party, so that
3 the parties may pursue settlement;

4
5 (2) This stipulation may be executed in one or more counter-parts,
6 each of which shall constitute one and the same instrument, and which shall
7 be binding and enforceable as if all parties had executed the same documents;
8 and

9
10 (3) The proposed order of dismissal subjoined hereto may be
11 presented to and entered by the court ex parte.

12 RESPECTFULLY SUBMITTED this 7th day of December, 2009.

13 s/David A. Ernst
14 David A. Ernst, WSBA #19632
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16 Attorneys for Defendant JBS USA,
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Charles L. Clay
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Dial, LLC
STIPULATION AND ORDER OF
DISMISSAL- 2

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9 LLC
10 Admitted *Pro Hac Vice*

11
12 **ORDER**

13 This matter having come before the court as stipulated by and between
14 the parties, and the court having read the stipulation and being thereby fully
15 advised:

16 Now, therefore, it is hereby

17 ORDERED, ADJUDGED, and DECREED that all claims asserted by
18 all parties to this action, are hereby dismissed, without prejudice, and without
19 award of costs to any party.

20 DATED this _____ of December, 2009.

21 BY THE COURT

By: _____
The Honorable Lonny R. Suko
U.S. District Court Judge

STIPULATION AND ORDER OF
DISMISSAL- 3

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1 Presented by:

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9 Copy received; approved as to form; and
10 Notice of Presentation waived:

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